

**NILES CHARTER TOWNSHIP
JUNE 7, 2010
REGULAR MEETING**

Supervisor Kidwell called the meeting to order at 7:00 p.m. at the Township Hall, 320 Bell Road. Noble led the Pledge of Allegiance.

Roll Call: Cooper, Durm-Hiatt, Goodwin, Kidwell, Noble, Ringler.
Absent: Bailey.

Public Hearing: A public hearing was held for the SMCAS (Southwest Michigan Community Ambulance Service) Annual Assessment. Several residents had questions for Tim Grey, director of the ambulance service. Most comments commended SMCAS for their service, some questioned the assessment being the same for all the members of the authority when close to half the calls are within the City of Niles. Another resident complained about seeing the ambulances all over the area at businesses just sitting and running. Grey addressed the residents' and board members concerns.

Approved Agenda

Durm-Hiatt motioned to approve the agenda as submitted, Noble supported.
All voting in favor

MOTION CARRIED.

Consent Agenda: Cooper motioned to approve consent agenda items, Ringler supported.

1. Minute approval for May 17, 2010, regular meeting and May 26th. special meeting minutes.
2. Expenditures and Transfers:

General O&M \$44,478.23	Fire O&M \$28,261.11	Sewer O & M \$14,803.61
Water O&M \$2,446.01	Capital Imp. \$416.77	Fire Capital Imp. \$8,948.53
Special Assessment \$3,235.56		
GRAND TOTAL: \$ 168,014.06		
3. May Building Safety and Ordinance Enforcement Reports.

ROLL CALL AYES: Cooper, Durm-Hiatt, Goodwin, Noble, Ringler, Kidwell.
NAYES: None.

MOTION CARRIED.

Correspondence/Announcements: None.

Supervisor Report: Kidwell presented for file, certificates of training for Shawn Mervine, and Brittany Molnar.

Comments from the Public: T. Mize asked again for Trustee Baileys' resignation. R. Winningham supports Mize in asking for Baileys' resignation. J. Smith also agrees that Bailey should leave. R. Tibbs asked if the rest of Higbee Cemetery was going to be mowed and cleared. Richard Haigh commented on the landfill issues, encouraging the board to gather more information before we make a decision. R. Beavo asked that individual board members make public their view on Trustee Bailey. R. Noble thinks Bailey should resign, Cooper feels it is an ethical issue.

Jim Ringler made a motion for Supervisor Kidwell to request the resignation of Trustee Bailey from the board. Goodwin supported.

ROLL CALL AYES: Durm-Hiatt, Goodwin, Noble, Ringler, Cooper, Kidwell.
NAYES: None.

MOTION CARRIED.

Wm. Mason commented on the landfill issue, he asked if the landfill has a sales representative that promotes business for the landfill.

Unfinished Business:

New Business:

Resolution 10-08 SMCAS Annual Assessment: Durm-Hiatt motioned that we approve Resolution 10-08 establishing an annual assessment of twenty (\$20) dollars for SMCAS. Goodwin supported.

ROLL CALL AYES: Goodwin, Noble, Ringler, Cooper, Durm-Hiatt, Kidwell.
NAYES: None.

MOTION CARRIED.

Mower bids for fire department: Kidwell asked for the board members' opinion on what type of lawn mower the fire department should get for the south station. Chief Brovold had distributed bids for riding lawn mowers. Durm-Hiatt suggested that we get bids for push mowers also before a decision is made.

Township Signs: Kidwell asked for board members input on signage language. It is recommended by the courts that we post our "loud stereo" ordinance on signs entering the township.

Southeast Berrien County Landfill Update: Kidwell discussed the financial situation at the landfill and the township's liability. Noble added some concerns he has if the landfill would be sold, "would costs go up, would the new owner maintain training"? R. Haigh, from Bertrand Township added information to the discussion.

Kidwell made a motion to deny signing the bank note with Chemical Bank. The motion died for lack of support.

Goodwin offered a verbal request that the landfill representatives from the township request a postponement on any action on the note at the meeting on June 16, 2010.

Comments from the Public: M. Weimer commented on the long term liability all the municipalities with the landfill. T. Youngs asked about the money that the other municipalities receive from the landfill versus Bertrand Township.

Committee Reports:

Bailey:

Goodwin: SMCAS monthly report.

Ringler: asked that board members review the draft audit and get back to him with questions or concerns.

Kidwell: None

Noble: reported on a street light out at Winn and Old 31.

Cooper: Announced a benefit fish fry and auction for Berrien County Youth Fair. The Planning Commission will meet June 8, 2010 they will be addressing PUD provisions and text changes.

Durm-Hiatt: reported that absentee voter applications for both the August Primary and the November General will be in the mail this week.

Cooper motioned to adjourn at 8:38 p.m. Goodwin supported the motion.
All voting in favor

MOTION CARRIED.

Respectfully submitted,

Marge Durm-Hiatt, Clerk